

HOFLAND & TOMSHECK

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Appointed counsel for **Larry A. McDaniel**

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

LARRY ANTHONY MCDANIEL, ET. AL.

Defendant.

Case No. 2:17-cr-00110-APG-DJA

**STIPULATION TO EXTEND
SURRENDER DATE**
(First Request)

IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson, United States Attorney, and Richard Anthony Lopez, Assistant United States Attorney, counsel for the United States of America, and Jason F. Carr, Esq., CJA appointed counsel for Larry A. McDaniel, that the date scheduled for Mr. McDaniel to self-surrender to his federal Bureau of Prisons (BOP) designated facility be extended for at least thirty (30) days.

The Stipulation is entered into for the following reasons:

1. This Court sentenced Larry McDaniel on March 15, 2024, to a thirteen-month sentence with a self-surrender date of June 14, 2024. (*See* ECF No. 450 (sentencing minutes).)
2. That on June 7, 2024, recently appointed CJA counsel for Mr. McDaniel filed a Motion for Bail Pending Appeal. (*See* ECF No. 523.)

3. That the parties believe it would be advantageous to litigate that motion before Mr. McDaniel is ordered to begin his prison sentence rather than face the prospect of Mr. McDaniel phasing in and out of custody.
4. That the government has the right to have sufficient time to formulate its response to Mr. McDaniel's bail motion.
5. That the parties are of the understanding that Mr. McDaniel is in compliance with all of his conditions of pre-trial and post-sentencing release.
6. That, given these considerations, it would be advantageous to extend Mr. McDaniel's self-surrender date.

This is the first stipulation to continue the self-surrender date filed herein.

DATED this 7th Day of June, 2024.

HOFLAND AND TOMSHECK

JASON M. FRIERSON
United States Attorney

/s/ Jason F. Carr

By: _____

JASON F. CARR, ESQ.
CJA Counsel for Mark Lewis

/s/ Richard Anthony Lopez

By: _____

RICHARD ANTHONY LOPEZ
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 LARRY ANTHONY MCDANIEL,

7 Defendant.

Case No. Case No. 2:17-cr-00110-APG-DJA

**FINDINGS OF FACT, CONCLUSIONS
OF LAW, AND ORDER**

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10 **FINDINGS OF FACT**

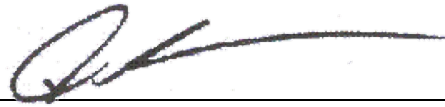
11 Based on the pending Stipulation of counsel, and good cause appearing therein, the
12 Court finds that:

- 13 1. This Court sentenced Larry McDaniel on March 15, 2024, to a thirteen-month
14 sentence with a self-surrender date of June 14, 2024. (*See* ECF No. 450
15 (sentencing minutes).)
- 16 2. That on June 7, 2024, recently appointed CJA counsel for Mr. McDaniel filed
17 a Motion for Bail Pending Appeal. (*See* ECF No. 523.)
- 18 3. That the parties believe it would be advantageous to litigate that motion before
19 Mr. McDaniel is ordered to begin his prison sentence rather than face the
20 prospect of Mr. McDaniel phasing in and out of custody.
- 21 4. That the government has the right to have sufficient time to formulate its
22 response to Mr. McDaniel's bail motion.
- 23 5. That the parties are of the understanding that Mr. McDaniel is in compliance
24 with all of his conditions of pre-trial and post-sentencing release.
- 25 6. That, given these considerations, it would be advantageous to extend Mr.
26 McDaniel's self-surrender date.

LEGAL FINDINGS AND ORDER

Based on the stipulation of counsel, and for good cause shown, the Court finds that Mr. McDaniel's current Bureau of Prisons surrender date of June 14, 2024, be continued to August 2, 2024 by noon.

DATED this 11th day of June, 2024

A handwritten signature in dark ink, appearing to read 'A. Gordon', is written over a horizontal line.

ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE